IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

AGERE SYSTEMS, INC., et al.,

Plaintiffs

Civil Action No. 02-CV-3830

v.

ADVANCED ENVIRONMENTAL TECHNOLOGY CORPORATION, et al.,

Defendants.

CERTIFICATE

Pursuant to Eastern District Rule 26.1(f) and the Tenth Case Management Order in this action, the undersigned counsel for Defendant fcg, inc. certifies that the parties, after reasonable effort, were unable to resolve the discovery dispute which is the subject of the attached Motion and Memorandum.

Seth v.d.H. Cooley - PA 41801

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Attorneys for Defendant fcg, inc.

Counsel for Defendant fcg, inc.

Dated: June 1, 2007